

JURY SELECTION PROTOCOL  
(Criminal Jury Trials)  
Judge Robert E. Blackburn

1. Twelve regular jurors and one alternate juror will be chosen for this trial.
2. 31 prospective jurors will be chosen at random by lot and seated in the jury box and in the front two rows of seats adjacent to the jury box.
3. Voir dire will be conducted by the court and will be directed to those 31 prospective jurors seated in the jury box and the front two rows of seats adjacent to the jury box.
4. The court will voir dire first concerning hardship; those juror excused by the court for hardship will be replaced by prospective jurors other than the initial 31.
5. Thereafter, replacement jurors will not be called until or unless the number of panelists is less than 31.
6. After voir dire is completed the court will entertain challenges for cause.
7. The alternate juror shall be in seat 13.
8. Pursuant to Fed. R. Cr. P. 24(b) and (c)(2), the defendant is entitled to not more than 11 peremptory challenges and the government is entitled to not more than seven peremptory challenges.
9. When the court directs, the defendant may exercise his first two peremptory challenges after which the government may exercise its first peremptory challenge. Thereafter, the defendant may exercise his third and fourth peremptory challenges after which the government may exercise its second peremptory challenge. Thereafter, the defendant may exercise his fifth and sixth peremptory challenges after which the government may exercise its third peremptory challenge. Thereafter, the defendant may exercise his seventh and eighth peremptory challenges after which the government may exercise its fourth peremptory challenge. Thereafter, the defendant may exercise his ninth and tenth peremptory challenges after which the government may exercise its fifth and sixth peremptory challenges. Thereafter, the defendant may exercise his eleventh (and final) peremptory challenge as to the alternate juror only, and the government may exercise its seventh (and final) peremptory challenge as to the alternate juror only.
10. If either side accepts the jury before exercising all of its peremptory challenges, the other side may continue to exercise available peremptory challenges in response to which the side accepting the jury with peremptory challenges remaining may exercise remaining peremptory challenges, but only with respect to a prospective

juror who was seated in the place of another prospective juror who was excused through the exercise of a peremptory challenge and then only immediately after the exercise of the challenge.

11. A peremptory challenge shall be announced in open court on the record by the party exercising the challenge.

12. All but the last peremptory challenge for each side shall be directed at prospective jurors in seats 1 through 12 only. As required by Fed. R. Cr. P. 24(c)(2), the last peremptory challenge for each side may be used to remove the alternate juror (in seat 13) only.

13. Panelists in seats one through thirteen who are excused by peremptory challenge shall be replaced immediately by lot from remaining prospective jurors in seats 14 through 31.